



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/757,848	01/16/2004	Michael Laurence Rooney	64162-030	5087
<div>7590 03/08/2007 McDERMOTT, WILL &amp; EMERY 600 13th Street, N.W. Washington, DC 20005-3096</div>			<div>EXAMINER ANTHONY, JOSEPH DAVID</div>	
			<div>ART UNIT 1714</div>	<div>PAPER NUMBER</div>
SHORTENED STATUTORY PERIOD OF RESPONSE		MAIL DATE	DELIVERY MODE	
3 MONTHS		03/08/2007	PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

10/757,848

1/16/04

Rooney

64162-030

EXAMINER

JOSEPH D. ANTHONY

ART UNIT	PAPER
----------	-------

1714

20070304

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See the attached Notice of Incomplete response to the Restriction Requirement.

Joseph D. Anthony

Joseph D. Anthony  
Primary Examiner  
Art Unit: 1714

3/4/07

***Notice of Incomplete Response to the Restriction Requirement***

1. The reply filed on 12/11/06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant totally failed to include a listing of all claims readable on the elected invention and **species**, including any claims subsequently added, even though such a requirement was bolded and underlined in the written restriction requirement mailed 10/5/06. Furthermore applicant traversal of the restriction requirement that: "As such the Examiner's assertion that the process can be carried out with another product is incorrect." Is deemed to be totally false since the examiner never made any such assertion in the written restriction requirement! Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

***Examiner Information***

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Joseph D. Anthony whose telephone number is (571) 272-1117. If attempts to reach the examiner are unsuccessful, the examiner's supervisor, Vasu Jagannathan, can be reached on (571) 272-1119. The centralized FAX machine number is (571) 273-8300. All other papers received by FAX will be treated as Official communications and cannot be immediately handled by the Examiner.

Application/Control Number: 10/757,848

Page 3

Art Unit: 1714

A handwritten signature in cursive script, appearing to read "Joseph D. Anthony".

**Joseph D. Anthony**  
**Primary Patent Examiner**  
**Art Unit 1714**

3/4/07